Judge Sheridan:

I am the administrative representative of 7chan.org, the website that Hal Turner is attempting to seek monetary compensation from, as detailed in his extensive 25 page complaint to the court. I would like to take the time to detail why it is that this case should *not* be tried by you, or by anyone else for that matter.

1. Hal Turner is only interested in the IP addresses of the posters on the "image board" known as /i/, which he claims incited raids, prank calls, and specifically DdoS attacks.
2. Earlier this week my datacenter contacted me to remove this image board. The database for the imageboard has been removed, and the IP address that Hal Turner seeks no longer exist on the server which hosts 7chan.org.
3. Hal Turner's only reason for wanting the IP addresses is to "provide justice on the street" to the people who "attacked" his server. He has stated this quite a few times during his radio shows. This makes me very uncomfortable when it comes to the safety of my users.
4. Hal Turner has threatened me personally during one of his broadcasts, detailing that he will "break my bones" and stating that "[me] and [my] family are going to be in a bad place." A transcript of the clip has been attached to this document. An mp3 of the clip is available for download at http://www.7chan.org/hal.mp3. Hearing this, I feel uncomfortable being in the same court room as him, much less him having my personal information, such as home residence.
5. If his website is still online at the time that you are reading this, you will find audio archives of his last shows available for download on the left sidebar at his radio show's official website, http://www.halturnershow.com/. In these shows, Hal Turner makes countless threats of personal injury and death to the users of the websites that he believes were involved in attacking him. In this case he is suing my users for copyright infringement, for distributing his show without paying his "membership fee". Ironically, he now offers all of his shows since the "attacks" started for free!
6. 7chan.org states on the front page in the footer that the posts and opinions of the users do not express the opinions and views of 7chan.org or its staff. Our rules page, http://www.7chan.org/?page=rules, says that 7chan.org and its administrators and moderators will do their best to respond to complaints about content. Not once did Hal Turner email me asking for the content of /i/ to be removed. He asked solely for the IP addresses of the posters. He did not ask for his website or any content about him to be placed on the DNP (do not post) list.
7. Regarding his claims of copyright infringement on my users: a live stream cannot be copyrighted intellectually or through a registrant office. The stream is available freely through the AOL Shoutcast network, and through legal open source programs, the stream is completely downloadable. His voice and his opinions cannot be copyrighted. He cannot sue for monetary damages for users legally downloading and saving his stream of his shows and proceeding to share it. If anything, that should be encouraged by Hal Turner. It gets him more listeners!

8. Finally, I'd like to cite part 230 of the Communications Decency Act:

No provider or user of an interactive computer service shall be treated as the publisher or speaker of any information provided by another information content provider.

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In analyzing the availability of the immunity offered by this provision, courts generally apply a three-prong test. A defendant must satisfy each of the three prongs to gain the benefit of the immunity:

1. The defendant must be a "provider or user" of an "interactive computer service."
2. The cause of action asserted by the plaintiff must "treat" the defendant "as the publisher or speaker" of the harmful information at issue.
3. The information must be "provided by another information content provider," i.e., the defendant must not be the "information content provider" of the harmful information at issue.

I denounce all charges that he accuses against 7chan.org and myself, as they are wrongfully placed. I, the administrator of 7chan.org, had nothing to do with the so-called "attacks" on his server, and do not feel that the case is justified by the evidence that Hal Turner has provided.

Please feel free to contact me with additional information relevant to the case. I will be watching PACER. Email can be sent to ian@7chan.org.

Sincerely,
Ian Schoonover

Transcript of hal.mp3, a clip from Hal Turner's Show on January 17, 2007

We are back!
Yeah the denial of service attack going on on the internet ...
I was told its pretty severe. We have pinpointed it. They are attacking-- not attacking my website, they're attacking the shoutcast server that broadcasts my show.
Someone called here and uh-- claimed that the website that instigated this in the beginning, 7chan.org is responsible for tonite's outage.
That poor guy Ian Goeth, the administrator of 7chan. Boy is he going to find himself in a bad way. That kid and his parents are going to be so fucked, it isn't funny.
And I'm going to have a good time doing it too. And if I can't get justice in the federal courts, Ian, I'll take justice to you in the street, with force and violence, I will break your bones, Ian Goeth
Go ahead ~~Gearhead~~, call the police see if they can protect you. Go to court, see if it works. Court orders aren't bulletproof, asshole.
You want to attack and destroy my show, I may just have to attack and destroy you.